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February 23, 2012

VIA ECF

Hon. Nicholas G. Garaufis
United States District Judge
United States District Court for the Eastern
District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

**Re: United States, et al. v. City of New York
Civ. Action No. 07-cv-2067 (NGG) (RLM)**

Dear Judge Garaufis:

I write on behalf of the Plaintiffs-Intervenors and the Defendants jointly to advise the Court that the parties have been unsuccessful in their efforts to negotiate a settlement of an award of interim attorneys' fees and expenses pursuant to paragraph 83 of this Court's Order of December 8, 2011 (Dkt. #765).

In light of both a revised briefing schedule in the Court of Appeals which now extends through the end of May and anticipated briefing and other case-related obligations arising from the upcoming administration of the computer-based test, the parties have agreed to a revised proposal with respect to briefing on the interim fees issue. Plaintiffs-Intervenors and Defendants jointly propose that 1) Plaintiffs-Intervenors will serve their moving papers on or before June 15, 2012; 2) Defendants will serve their response on or before August 7, 2012, and 3) Plaintiffs-Intervenors will serve their reply on or before August 22, 2012.

Respectfully submitted,

/s/

RAL:ibs

Richard A. Levy

cc: All Counsel (via ECF)